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**HON'BLE SMT. JUSTICE T. MEENA KUMARI**

**AND**

**HON'BLE SRI JUSTICE P. LAKSHMANA REDDY**

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**W.A.NO. 658 OF 2005.**

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**ORAL JUDGMENT:**

**( per Hon'ble Smt. Justice T. Meena Kumari )**

**.....**

1. Appeal is against the order in W.P.No.4539 of 2000 dismissing the writ petition as devoid of merits.

2. Appellant is the petitioner in the writ petition. The case of the appellant in the writ petition was that he has applied for the post of Typist in Life Insurance Corporation of India in pursuance of an employment notice published in Eenadu daily on 11.07.1995. The grievance of the petitioner is that though he was selected and placed at serial No.13 of the empanelled list of candidates, he was not appointed. Therefore, he filed the writ petition. A counter was filed in the writ petition stating that only six posts are available and according to the recruitment instructions, a panel of candidates was selected and empanelled twice the number of vacancies and that as and

when there are vacancies, the candidates empanelled would be considered for appointment.

3. Learned counsel for the appellant, however, argued that the learned single Judge dismissed the writ petition holding that no cause of action has arose in the writ petition. He has further argued that in view of the statement made in the counter that the case of the appellant would be considered for appointment as and when the vacancies arise, a direction may be issued to the respondents to consider the case of the appellant for appointment in the immediate vacancy for the post of Typist.

4. In view of the statement made in the counter that the candidature of the appellant would be considered for appointment as and when the vacancy arises, we deem it proper to direct the respondents to consider the case of the appellant for appointment to the post of Typist in the next immediate vacancy that arises in future.

5. With the above observation, the writ appeal is allowed and the order of the learned single Judge is set aside. No costs.

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**T. MEENA KUMARI. J.,**

**P. LAKSHMANA REDDY. J.,**

**Dated: 27.07.2005.**

**VRK.**

**HON'BLE SMT. JUSTICE T. MEENA KUMARI**

**AND**

**HON'BLE SRI JUSTICE P. LAKSHMANA REDDY**

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**W.A.NO. 658 OF 2005.**

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**( Judgment of the Bench delivered by**

**Hon'ble Smt. Justice T. Meena Kumari )**

**Dt: 27.07.2005.**